

1 **SAO**

2 **LESLIE MARK STOVALL, ESQ.**

3 Nevada Bar No.: 2566

4 **ROSS MOYNIHAN, ESQ.**

5 Nevada Bar No. 11848

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13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 **HORTENCIA SUAZO, an individual,**

16 **Plaintiff,**

17 **vs.**

18 **UNITED STATES,**

19 **Defendant.**

CASE NO.: 2:20-cv-01245

**STIPULATION AND ORDER TO STAY
LITIGATION**

20 Plaintiffs HORTECIA SUAZO, individually, ("Plaintiffs") and Defendant UNITED
21 STATES ("Defendant"), by and through their respective attorneys of record, hereby agree as
22 follows:

23 On July 6, 2020, Plaintiffs filed suit against Defendants in the United States District
24 Court District of Nevada, Case No. 2:20-cv-01245. In the Complaint, Plaintiffs alleged that she
25 was injured in a motor vehicle accident that occurred on August 14, 2018.

26 On July 9, 2020 during a telephonic conference with Lance Turner, Special Agent (FBI)
both parties came to an agreement to stay litigation pending the outcome of the defendant review
of the plaintiff's personal injury claim and attempt to negotiate a settlement.

1 A brief stay of the current litigation will allow the parties to attempt to privately settle the
2 matter, will preserve the status quo and minimize the expense of the parties' resources and those
3 of the Court until such settlement negotiation can be concluded.

4 Additionally, it will prevent the risk of the court needlessly expending its energies to
5 further manage the case when the case may well settle as a result of the parties' own accord at
6 the upcoming settlement. Moreover, a stay of the litigation is requested so that the parties can
7 participate in settlement prior to litigation.

8 As such, the parties stipulate as follows:
9

- 10 1. That the Federal Court action be stayed for ninety (90) days or until the
11 parties have completed private settlement.
- 12 2. The stay shall include all current pre-trial deadlines, including dispositive
13 motions propose discovery plan and Scheduling order, and trial dates.
- 14 3. Within 30 days after completion of settlement or the expiration of the 90 day
15 stay, whichever is the earliest date, the parties will (1) submit a Stipulation
16 and Order reflecting resolution of some or all of the claims and/or (2) advise
17 the court the parties were unable to resolve the claims and will request the
18 court new scheduling deadlines to continue litigation.
- 19 4. If the parties have not completed mediation prior to the expiration of the
20 ninety day stay but still wish to continue settlement negotiations under a stay
21 of litigation, the parties shall submit a propose discovery plan and scheduling
22 order and/or stipulation to the Court, advising the Court why settlement was
23 not completed and seeking approval of an appropriate extension of the stay.
24 It will be within the Court's sole discretion to rule on any Stipulation for
25 continued stay.
26

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CASE NO.: 2:20-cv-01245

Suazo v. United States

DATED this 25 day of August, 2020.

STOVALL & ASSOCIATES



LESLIE MARK STOVALL, ESQ.

Nevada Bar No. 2566

ROSS MOYNIHAN, ESQ.

Nevada Bar No. 11848

2301 Palomino Lane

Las Vegas, NV 89107

DATED this 25th day of August, 2020

NICHOLAS A. TRUTANICH

U.S. ATTORNEY

/s/ Brian Irvin

Brian Irvin, AUSA

United States Attorney

1787 W Lake Mead Blvd,

Las Vegas, NV 89106

702-388-6552

Brian.Irvin@usdoj.gov

ORDER

IT IS SO ORDERED.

DATED this 10th day of September, 2020.



U.S. DISTRICT COURT JUDGE

U.S. MAGISTRATE JUDGE

Maria Hernandez

From: Irvin, Brian (USANV) <Brian.Irvin@usdoj.gov> on behalf of Irvin, Brian (USANV)
Sent: Monday, August 24, 2020 4:19 PM
To: Maria Hernandez
Cc: Villalpando, Angelina (USANV); Beyer, Allyson (USANV)
Subject: RE: Suazo v. United States
Attachments: 2020.07.15 Stipulation and orde to stay litigation pending the outcome of settlement_.rtf

Follow Up Flag: Follow up
Flag Status: Completed

Maria,

Now that the United States was served, I am attaching the proposed order to stay the litigation pending outcome of the agency action. I made some minor changes. If you approve, then you have my permission to use my e-signature and file. Thanks.

Brian Irvin

From: Maria Hernandez <maria@lesstovall.com>
Sent: Wednesday, July 15, 2020 3:33 PM
To: Irvin, Brian (USANV) <BIrvin@usa.doj.gov>
Cc: Turner, Lance D. (LV) (FBI) <ldturner@fbi.gov>
Subject: Suazo v. United States

Good Afternoon,

Enclosed please find the stipulation and order for your review and signature if agreeable to you.

Should you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Maria Hernandez



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